



Entered on Docket
August 26, 2008

Linda B. Riegler

Hon. Linda B. Riegler
United States Bankruptcy Judge

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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:
USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

In re:
USA CAPITAL REALTY ADVISORS, LLC,
Debtor.

In re:
USA CAPITAL DIVERSIFIED TRUST DEED
FUND, LLC,
Debtor.

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

In re:
USA SECURITIES, LLC,
Debtor.

Affects:
☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Securities, LLC
☐ USA Capital Realty Advisors, LLC
☒ USA Capital Diversified Trust Deed Fund, LLC
☐ USA First Trust Deed Fund, LLC

Case No. BK-S-06-10725 LBR
Case No. BK-S-06-10726 LBR
Case No. BK-S-06-10727 LBR
Case No. BK-S-06-10728 LBR
Case No. BK-S-06-10729 LBR

Chapter 11

Jointly Administered Under
Case No. BK-S-06-10725-LBR

**STIPULATION AND ORDER
TO CONTINUE HEARING ON
MOTION TO QUASH
SUBPOENAS**

Date of Hearing: October 28, 2008

Time of Hearing: 9:30 a.m.

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1 This stipulation is made by and between USA CAPITAL DIVERSIFIED TRUST DEED
2 FUND, LLC, by and through its counsel SNELL & WILMER L.L.P. and ROBERT A.
3 RUSSELL, individually and as agent for UNSER/CENTRAL PARTNERS, LLP; RUSSELL/AD
4 DEVELOPMENT GROUP; INTERSTATE COMMERCE CENTER, LLC; AD
5 ALBUQUERQUE DEVELOPMENT, LLC (collectively, with Russell, the "Russell Entities") by
6 and through his attorney, SUSAN WILLIAMS SCANN, ESQ. of the law firm of DEANER,
7 DEANER, SCANN, MALAN & LARSEN, as follows:
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10 1. On April 10, 2008, an Objection to Notices of 2004 Examinations, Motion to
11 Quash Subpoenas and or for Protective Order and Motion for Limitation of Rule 2004
12 Examinations [Docket No. 6176] (the "Motion") was filed by the Russell Entities, with hearing
13 initially scheduled for May 8, 2008.
14

15 2. The hearing on the Motion was initially continued to July 14, 2008. See May 8,
16 2008 minute order [Docket No. 6378].
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18 3. The hearing on the Motion was again continued pursuant to a stipulation and order
19 entered on July 14, 2008 [Docket No. 6518].
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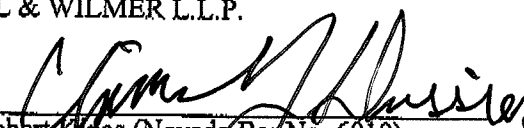
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4. The parties are attempting to resolve their dispute, and agree to continue the hearing on the Motion to October 28, 2008, at 9:30 a.m.

IT IS SO ORDERED.

SNELL & WILMER L.L.P.

DEANER, DEANER, SCANN, MALAN & LARSEN

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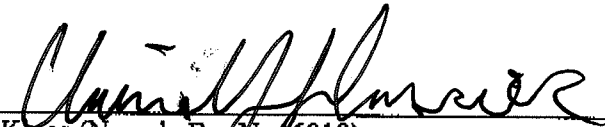
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